IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 979 (SS) OF 2005

1. Sarojini Thapliyal W/o T.S. Thapliyal, R/o F-1, Shivlok Colony, Raipur Road, Raipur, Dehradun
2. Shanti Mehra W/o Tara Singh Mehra R/o 15-C Suman Puri, Adhoiwala, Sahastradhara Road, Dehradun

…….. Petitioners

Versus

District Education Officer, Dehradun

…….. Respondent

Sri S.N. Babulkar, learned counsel for the petitioners.
Shri Harendra Belwal, learned standing counsel for the respondent.

Dated: 18.07.2005

Hon'ble P.C. Verma, J.

This writ petition has been filed by the petitioner-seeking writ of Certiorari for quashing the impugned transfer order dated 30.06.2005, contained in Annexure No. 7 to this writ petition.

The learned counsel for the petitioners confined his grievance that the impugned transfer order may be modified and the petitioner may be transferred in any Nagar Kshetra in view of Rule 21 of U.P. Basic Education (Teachers Service) Rules, 1981 as in view of Rule 21, they cannot be transferred from Nagar Kshetra to Village Kshetra.

In view of the provision made under Rules 21 of the above Rules, it is provided that the petitioners' transfer order dated 30.06.2005 shall be modified and they shall be transferred in any Nagar Kshetra.

The order of transfer under challenge shall be modified accordingly so far as it relates to the petitioners. This order be communicated to the respondents by the learned Chief Standing Counsel by fax today.

The writ petition is disposed of accordingly.

(P.C. Verma, J.)

Rajeev Dang